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In the United States Patent and Trademark Office

Appn. Number: 09/524,590
Appn. Filed: March 14, 2000
Applicant: Philip R. Krause
Title: Method and Apparatus for Enhancing Electronic Reading by
Identifying Relationships Between Sections of Electronic
Text
Examiner/GAU: Chau T. Nguyen/2176
Date: March 15, 2004

OFFICIAL

REQUEST FOR FACE-TO-FACE INTERVIEW

The Applicant is in receipt of a final Office Action (O.A.) on this application, mailed 3/5/04. All claims were rejected under 35 USC §103(a) on the basis of combinations of Warnock, Kubota, Bugaraev, and MPEP. In Applicant's response of 12/16/03 to the first (9/16/03) O.A., the Applicant cited several reasons why the application should not be rejected on the basis of any combination of references that includes Warnock, Kubota, or Bugaraev. In addition, as a *pro se* inventor, the Applicant included a conditional response for constructive assistance (replicated here) in the 12/16/03 response:

Based on the arguments herein, the specification and claims of this application are proper, definite, and define novel subject matter that is also non-obvious. If, for any reason, this application is not believed to be in full condition for allowance, the constructive assistance and suggestions of the examiner pursuant to MPEP 2173.02 and 707.07 (j) are requested in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

AGENDA

I. The Applicant would like to discuss the Examiner's consideration as moot the lines of reasoning outlined in points A.2-A.7 (pp. 11-22) of the 12/16/03 response. These arguments are not specifically addressed in the O.A. The final O.A. (paragraph 36) states that this was necessitated by an amendment to the scope of the application, leading to new grounds of rejection. According to MPEP 707.07(f), ¶7.38, the O.A. must address any arguments presented by the applicant which are still relevant to any references being applied. Since all rejections in the final O.A. rely on combinations of Warnock, Kubota, and Bugaraev, the Applicant respectfully submits that the arguments in the 12/16/03 response are indeed relevant to the rejections in the final O.A. The Applicant hopes to persuade the Examiner that these arguments (summarized below) also apply to the amended application, and thus place it in a condition for immediate allowance.

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2. Even if combinations of Warnock, Kubota, and/or Bugaraev arrived at the present invention, it would be inappropriate to consider these combinations in an obviousness determination for the following reasons:

- a) Warnock And Kubota Do Not Contain Any Justification or Motivation to Support Their Combination to Arrive at the Invention of the Amended Claims.
- b) Warnock, Kubota, and Bugaraev are individually complete, and solve different problems from the present invention.
- c) Warnock teaches away from the present invention and from combinations with other inventions.
- d) The present invention yields advantages not appreciated by Warnock, Kubota, or Bugaraev.
- e) Nobody has attempted to combine Warnock, Kubota, and/or Bugaraev in the manner suggested by the Examiner.
- f) The present invention is in a different field from Kubota, and thus combination of Kubota with Warnock is not appropriate.

3. The index of claim 3 is different from that described in Kubota, and thus, the rejection of this claim over Warnock-Kubota is overcome.

4. The index of claims 4, 5, 6, 7, 17, 23 and 31 is different from that described in Kubota, and thus, the rejection of these claims over Warnock-Kubota is overcome.

5. Figure 3c of Warnock is not germane to claims 25, 26, 27 and 28, and thus, the rejection of these claims over Warnock-Kubota is overcome.

6. Bugaraev does not disclose any material related to claims 16, 18, 20, 21, and 22, and thus, the rejection of these claims over Warnock-Kubota-Bugaraev is overcome.

7. It is unclear that Kubota should qualify as prior art to all claims in the pending application.

II. Both O.A.s erroneously grouped independent claims 32-33 with claims 1-31. Claims 32 and 33 both contain limitations different from those in claims 1-31 and also not disclosed in the prior art (including that cited by both O.A.s in the rejections of claims 1-31, see 12/16/03 response Section C, pp. 27-30). Therefore, the Applicant hopes to persuade the Examiner that claims 32-33 are also in a condition for immediate allowance on these grounds. Since these claims were not substantially amended in the 12/16/03 response, but new grounds of rejection are made in the final O.A., if the application is not immediately allowed, Applicant would like to discuss the possibility of a withdrawal of the finality of rejection.

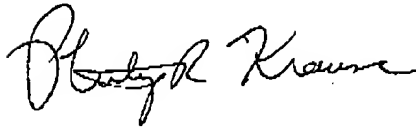
III. The Applicant would like to demonstrate the invention, in order to further demonstrate that the invention is patentable over the prior art.

IV. Based on the discussion of items I-III, if the application is still not considered to be in full condition for allowance, the Applicant would like to receive constructive assistance and suggestions from the Examiner, pursuant to MPEP 2173.02 and 707.07 (j).

V. The Applicant would like to discuss any other outstanding issues that, in the view of the Examiner, need to be resolved before a patent can be allowed.

I am available to meet with the Examiner at most times during regular business hours. You may contact me either at (301)-365-8555 or on my cellular telephone at 301-922-2592.

Very respectfully,



Philip R. Krause,
Applicant Pro Se

9437 Seven Locks Road
Bethesda, MD 20817
(301)-365-8555

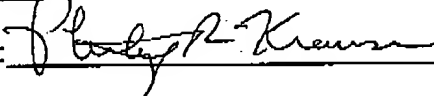
Date: 15 MARCH 2004

Attachment: USPTO form PTOL-413A

Certificate of Facsimile Transmission

I certify that on the date below, I will fax this communication and attachments, if any, to Group 2176 of the Patent and Trademark Office at the following number: 703-872-9306.

Date: 15 MARCH 2004

Inventor's signature: _____

Applicant Initiated Interview Request Form

Application No. 09/524,590 First Named Applicant: Philip R Krause
 Examiner: Chau T. Nguyen Art Unit: 2176 Status of Application: Final rejection mailed

Tentative Participants:

(1) Philip R Krause (2) Chau T. Nguyen
 (3) Sanjiv Shukh (4) _____

Proposed Date of Interview: 3-23-04 Proposed Time: 9:30 (AM/PM)

Type of Interview Requested:

(1) ☐ Telephonic (2) ☒ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☒ YES ☐ NO

If yes, provide brief description: Demonstration of Invention (via internet)

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Resp. (O.A.)</u>	<u>pp. 36</u>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>Rej.</u>	<u>1-11, 17, 23-35</u>	<u>Warnock, Kubota, MPEP</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) <u>Rej.</u>	<u>12-16, 18-22</u>	<u>Warnock, Kubota, MPEP, Bugaraev</u>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) <u>Rej.</u>	<u>32-33</u>		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

Brief Description of Arguments to be Presented:

Final O.A. (3/5/04) did not fully consider (pp 36) arguments presented in
12-16-03 response (Amendment A). Applicant also seeks Examiner's constructive
assistance and suggestions under MPEP 2173.02 and 707.07 (j).

An interview was conducted on the above-identified application on _____.

NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Philip R Krause

(Applicant/Applicant's Representative Signature)

(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.